

**IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, CHANCERY DIVISION**

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| GARRY F. MCCARTHY, SUPERINTENDENT) | |
| OF POLICE OF THE CITY OF CHICAGO,) | |
|) | Case No. 15 CH 09831 |
| Plaintiff,) | |
|) | Calendar 13 |
| v.) | |
|) | Hon. Anna H. Demacopoulos |
| EUGENE POSEY AND THE POLICE BOARD) | |
| OF THE CITY OF CHICAGO,) | |
|) | |
| Defendants.) | |

ORDER

This matter coming before the Court on Plaintiff's Complaint for Administrative Review, the court having considered the briefs submitted, having heard the arguments of counsel for the parties on August 15, 2016, and therefore being fully advised in the premises,

IT IS HEREBY ORDERED:

For the reasons stated in open court, the Board's final administrative decision is affirmed in part and reversed in part as follows:

1. As for Rule 2, Count II should be affirmed; Counts I and III should be reversed.
2. As for Rule 6, the Board's decision of not guilty should be affirmed.
3. As for Rule 14, the Board's decision of not guilty should be reversed.
4. As for Rule 38, the Board's decision of not guilty should be reversed.
5. The case should be remanded on those counts that are reversed, and the Board should decide the appropriate discipline for Officer Posey based on evidence presented in the record.

Judge Anna Helen Demacopoulos

ENTERED: AUG 15 2016

Circuit Court - 2002

Judge Anna H. Demacopoulos